

**INTHEUNITEDSTATESDISTRICTCOURT
FORTHEEASTERNDISTRICTOFPENNSYLVANIA**

UNITEDSTATESOFAMERICA

v.

ANDREWLOPES

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CRIMINALACTION

NO.01-648

ORDER

ANDNOW ,this14thdayofJanuary,2002,theCourthavingissuedanOrderand MemorandumonJanuary9,2002,denyingdefendant'sMotiontoSuppressEvidenceonthe groundthattherewasprobablecausetosearchthevehicleinquestion,andtheCourthaving includedintheMemorandumanalternativereasonfordenyingtheMotion-lackofstanding,and theCourtnotingthatittreatedthestandingquestionasanalternativegroundforitsdisposition becausethepartiesneitherbriefednorarguedtheissue,andthepartieshavingstipulatedon January14,2002,immediatelypriortocommencementoftrial,thatdefendantstandingwith respecttotheMotiontoSuppressEvidenceinthatthevehiclewasloanedtodefendantbyits registeredowner,MichelleBarr,andtheCourtconcludingthat,underthecircumstancestowhich thepartiesstipulatedonJanuary14,2002,defendantstandingwithrespecttotheMotionto SuppressEvidence, **ITISORDERED** thattheCourt'sMemorandumofJanuary9,2002,is **AMENDED**soasto**DELETE** referencetolackofstandingasanalternativegroundfordenial oftheMotiontoSuppressEvidence.

IT IS FURTHER ORDERED that, excepting only as noted above, this Court's Order and Memorandum of January 9, 2002, continues in effect.

BY THE COURT:

JANE DUBOIS, J.